

Judge Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

RUBEN LUIS SHUMPERT,

Defendant.

NO. CR04-494P

ORDER CONTINUING
TRIAL DATE

Upon consideration of the Stipulated Motion for Continuance of Trial Date, the Court finds that pursuant to Title 18, United States Code, Section 3161(h)(8)(A), the ends of justice served by continuing the trial date to September 25, 2006, outweigh the best interests of the public and the defendant in a speedy trial, in that, as set forth in the Stipulated Motion for Continuance of Trial Date, it has been demonstrated, as required by 18 U.S.C. § 3161(h)(8)(B)(iv), that failure to grant the motion would deny counsel for the defense the reasonable time necessary for effective representation, taking into account the exercise of due diligence.

WHEREFORE IT IS ORDERED that trial in this matter is continued until September 25, 2006, and the due date for motions is continued to August 24, 2006.

IT IS FURTHER ORDERED that, for the purpose of computing the time limitations imposed by the Speedy Trial Act, 18 U.S.C. § 3161-3174, the period of delay

1 from July 28, 2006, up to and including September 25, 2006, is excludable time, pursuant to 18
2 U.S.C. § 3161(h)(8)(A).

3 DATED this 10th day of August, 2006.

4
5 /s/Marsha J. Pechman
6 MARSHA J. PECHMAN
7 United States District Judge

8 Presented by:

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10 s/ William H. Redkey, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the attorney of record for the defendant. I hereby certify that I have served the attorney of record for the defendant that are non CM/ECF participants via telefax.

s/ Cheryl E. Walkden
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